

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 4222

IN THE MATTER OF:

Served December 10, 1993

Investigation of Unauthorized)
Operations of FOUR SEASONS TOUR &)
MINI BUS SERVICE)

Case No. MP-93-53

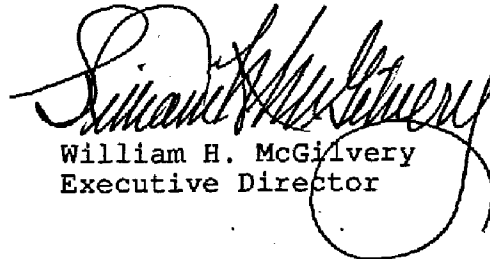
This investigation was initiated on November 2, 1993, in Order No. 4198. Four Seasons Tour & Mini Bus Service (Four Seasons or respondent) was ordered to produce copies of all insurance records, vehicle manifests and customer invoices for transportation it performed in the Metropolitan District during the period beginning January 1, 1992, and ending on the date Order No. 4198 was issued. Four Seasons also was ordered to show cause why it should not be found subject to a civil forfeiture for knowing and willful violations of the Compact and regulations thereunder.

On November 23, 1993, respondent filed the verified statement of Patrick D. Murphy, respondent's president. Mr. Murphy avers that during the period under investigation respondent conducted no operations subject to our jurisdiction. According to Mr. Murphy, "[a]ll operations conducted were exclusively within the Commonwealth of Virginia." Under the Compact, Title II, Article XI, Section 3(g), "transportation solely within the Commonwealth of Virginia" is excluded from our jurisdiction. The evidence adduced in this proceeding, therefore, does not at this time support an assessment of civil forfeiture against respondent.

By application filed November 29, 1993, respondent seeks a certificate of authority.¹ This order shall not relieve respondent of its burden to demonstrate compliance fitness in the application proceeding. Respondent is admonished to refrain from transportation under our jurisdiction unless and until a certificate of authority has been issued in respondent's name.

THEREFORE, IT IS ORDERED that this investigation is hereby terminated.

BY DIRECTION OF THE COMMISSION; COMMISSIONERS DAVENPORT, SCHIFTER, AND SHANNON:


William H. McGilvery
Executive Director

¹ In re Four Seasons Tour & Minibus Serv., Inc., No. AP-93-39, Order No. 4216 (Dec. 1, 1993).